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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
08 AT SEATTLE

09 ANDREW STEVEN GRAY, )  
10 )  
11 Petitioner, ) CASE NO. C10-2045-MJP-MAT  
12 )  
13 v. )  
14 )  
15 MARIAN FEATHERS, *et al.* ) ORDER DIRECTING RESPONDENTS  
16 ) TO FILE ANSWER ADDRESSING  
17 Respondents. ) MERITS  
18 )  
19 \_\_\_\_\_ )

20 This is a federal habeas action brought under 28 U.S.C. § 2241. On July 20, 2011, this  
21 Court issued an Order directing the parties to show cause why this action should not be stayed  
22 pending resolution of petitioner's final administrative appeal. (Dkt. No. 21.) The parties  
filed timely responses to the Order to Show Cause in which they agreed that staying this matter  
was an appropriate course of action. (Dkt. Nos. 22 and 23.) On August 23, 2011, before this  
action could be stayed, respondents notified the Court that the Bureau of Prisons Central Office  
had issued a final decision denying petitioner's appeal. (Dkt. No. 24.) Respondents, at that  
time, requested an additional thirty days to file a return addressing the merits of petitioner's  
habeas petition. (Dkt. No. 24.) While petitioner has asked the Court to proceed to resolution

01 of the petition without any additional briefing (*see* Dkt. No. 25), the Court deems it necessary to  
02 obtain briefing on the merits prior to ruling on the petition.

03 Accordingly, the Court does hereby ORDER as follows:

04 (1) Respondents shall file and serve an answer addressing the merits of petitioner's  
05 federal habeas petition not later than ***September 23, 2011***.

06 (2) Petitioner may file and serve a response to respondents' answer not later than  
07 ***October 11, 2011***.

08 (3) Petitioner's federal habeas petition is RENOTED on the Court's calendar for  
09 consideration on ***October 14, 2011***. Respondents must file any reply brief by that date.

10 (4) The Clerk shall direct copies of this Order to petitioner, to counsel for  
11 respondents, and to the Honorable Marsha J. Pechman.

12 DATED this 6th day of September, 2011.

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15 Mary Alice Theiler  
16 United States Magistrate Judge  
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